



**Monday
May 8, 1995**

Part LXIII

Nuclear Regulatory Commission

Semiannual Regulatory Agenda

NUCLEAR REGULATORY COMMISSION (NRC)

NUCLEAR REGULATORY COMMISSION

10 CFR Ch. I

Regulatory Agenda

AGENCY: Nuclear Regulatory Commission.

ACTION: Semiannual publication of NRC regulatory agenda.

SUMMARY: The Nuclear Regulatory Commission (NRC) is publishing its semiannual regulatory agenda in accordance with Public Law 96-354 "The Regulatory Flexibility Act" and Executive Order 12866 "Regulatory Planning and Review." The agenda is a compilation of all rules on which the NRC has recently completed action or has proposed or is considering action. This issuance updates any action occurring on rules since publication of the last semiannual agenda on November 14, 1994 (59 FR 58598).

ADDRESSES: Comments on any rule in the agenda may be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Docketing and Service Branch. Comments may also be hand delivered to the One White Flint North Building, 11555 Rockville Pike, Rockville, Maryland, between 7:30 a.m. and 4:15 p.m., Federal workdays. Comments received on rules for which the comment period has closed will be considered if it is practical to do so, but assurance of consideration cannot be given except as to comments received on or before the closure dates specified in the agenda.

The agenda and any comments received on any rule listed in the agenda

are available for public inspection and copying for a fee at the Nuclear Regulatory Commission's Public Document Room, 2120 L Street NW. (Lower Level), Washington, DC 20555-0001. Single copies of the NRC agenda can be purchased from the Superintendent of Documents, U.S. Government Printing Office, Post Office Box 37082, Washington, DC 20013-7082. Customers may call (202) 512-2249.

FOR FURTHER INFORMATION CONTACT: For further information concerning NRC rulemaking procedures or the status of any rule listed in this agenda, contact Michael Lesar, Chief, Rules Review Section, Rules Review and Directives Branch, Division of Freedom of Information and Publications Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone (301) 415-7163. Persons outside the Washington, DC, metropolitan area may call, toll-free: (800) 368-5642. For further information on the substantive content of any rule listed in the agenda, contact the individual listed under the heading "Agency Contact" for that rule.

SUPPLEMENTARY INFORMATION: The information contained in this semiannual publication is updated to reflect any action which has occurred on rules since publication of the last NRC semiannual agenda on November 14, 1994 (59 FR 58598). Within each group, the rules are ordered according to the Regulation Identifier Number (RIN).

The information in this agenda has been updated through February 24, 1995. The date for the next scheduled action under the heading "Timetable" is the date the rule is scheduled to be

published in the **Federal Register**. The date is considered tentative and is not binding on the Commission or its staff. The regulatory agenda is intended to provide the public early notice and opportunity to participate in the NRC rulemaking process. However, the NRC may consider or act on any rulemaking even though it is not included in the regulatory agenda.

Rulemakings Approved by the Executive Director for Operations (EDO)

The EDO initiated a procedure for review of the regulations being prepared by staff offices that report to him to ensure that staff resources are allocated most effectively to achieve NRC's regulatory priorities. This procedure requires EDO approval before staff resources may be expended on the development of any new rulemaking. Furthermore, all existing rules must receive EDO approval prior to the commitment of additional resources.

The NRC agenda lists rulemaking actions. Of these, no rulemaking items are considered to be priority or major as defined in section 3(f) of Executive Order 12866.

Eight rules potentially will have a "significant economic impact on a substantial number of small entities" as defined in the Regulatory Flexibility Act.

Dated at Rockville, Maryland, this 24th day of February 1995.

For the Nuclear Regulatory Commission.

Michael T. Lesar,

Chief, Rules Review Section, Rules Review and Directives Branch, Division of Freedom of Information and Publications Services, Office of Administration.

Prerule Stage

Sequence Number	Title	Regulation Identifier Number
4946	Acceptance of Products Purchased for Use in Nuclear Power Plant Structures, Systems, and Components	3150-AD10
4947	Performance Requirements for Radiography Equipment	3150-AF28

Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
4948	Addition of Radon-222 and Technetium-99 Values to Table S-3 and Revisions Resulting From Consideration of Higher-Burnup Fuel	3150-AA31
4949	Revised Rules of Practice for Domestic Licensing Proceedings	3150-AB66

NRC

Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
4950	Reasserting NRC's Sole Authority for Approving On-Site Low-Level Waste Disposal in Agreement States	3150-AC57
4951	Night Firing Qualifications for Security Guards at Nuclear Power Plants	3150-AC88
4952	Design Basis Events	3150-AD51
4953	Revision of Specific Exemptions	3150-AD83
4954	Reactor Site Criteria; Including Seismic and Earthquake Engineering Criteria for Nuclear Power Plants	3150-AD93
4955	Clarification of Reporting of Defects and Noncompliance for Materials Facilities	3150-AE18
4956	Standardized Plant Designs, Early Review of Site Suitability Issues; Clarifying Amendments	3150-AE25
4957	Codes and Standards for Nuclear Power Plants	3150-AE26
4958	Distribution of Source and Byproduct Material: Licensing and Reporting Requirements	3150-AE33
4959	Acceptability of Plant Performance for Severe Accidents; Scope of Consideration in Safety Regulations	3150-AE38
4960	Removal of Criticality Alarm Requirements for Fresh Fuel	3150-AE43
4961	Administration of Byproduct Material or Radiation to Patients Who May Be Pregnant	3150-AE44
4962	Safety Requirements for Reactor Coolant Pump Seals	3150-AE53
4963	Design Certification for Advanced Boiling Water Reactor (ABWR)	3150-AE87
4964	Land Ownership Requirements for Low-Level Waste Sites	3150-AE88
4965	Disposal by Release Into Sanitary Sewerage	3150-AE90
4966	Decommissioning of Nuclear Power Reactors	3150-AE96
4967	Performance-Based Primary Reactor Containment Leakage Testing for Water-Cooled Power Reactors	3150-AF00
4968	Steam Generator Tube Integrity for Nuclear Power Plants	3150-AF04
4969	Fee Schedules for Facilities and Materials Licenses; FY 1995	3150-AF07
4970	Administration of Radiation and Radioactive Materials to Patients	3150-AF10
4971	Nuclear Power Reactor Physical Protection Requirements Update	3150-AF11
4972	Fitness for Duty	3150-AF12
4973	Fitness for Duty (Scope Change)	3150-AF13
4974	Design Certification for System 80+	3150-AF15
4975	Power Reactor Facilities Under a Possession Only License	3150-AF16
4976	Production and Utilization Facilities; Emergency Planning and Preparedness Exercise Requirements	3150-AF20
4977	Domestic Licensing of Special Nuclear Material—Revision	3150-AF22
4978	Procedures for Submission of Petitions for Rulemaking	3150-AF23
4979	Performance-Oriented Requirements for Fire Protection of Nuclear Power Facilities	3150-AF29
4980	Physical Protection Requirements for Storage of Spent Fuel	3150-AF30
4981	Constraint Level for Air Emissions of Radionuclides	3150-AF31

Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
4982	Primary Reactor Containment Leakage Testing for Water-Cooled Power Reactors	3150-AA86
4983	Criteria for an Extraordinary Nuclear Occurrence	3150-AB01
4984	Elimination of Inconsistencies Between NRC Regulations and EPA HLW Standards	3150-AC03
4985	Availability of Official Records	3150-AC07
4986	Update of Transportation Regulations To Incorporate New Licensing Information	3150-AC41
4987	Comprehensive Quality Assurance in Medical Use and a Standard of Care	3150-AC42
4988	Codes and Standards for Nuclear Power Plants (ASME Code, Section XI, Division 1, Subsection IWE and Subsection IWL)	3150-AC93
4989	Requirements for Possession of Industrial Devices Containing Byproduct Material	3150-AD34
4990	Import and Export of Radioactive Wastes	3150-AD36
4991	Discrimination on the Basis of Sex	3150-AD50
4992	Fracture Toughness Requirements for LWR Pressure Vessels	3150-AD57
4993	License Renewal for Nuclear Power Plants; Scope of Environmental Effects	3150-AD63
4994	Radiological Criteria for Decommissioning of Nuclear Facilities	3150-AD65
4995	Requirements Concerning the Accessible Air Gap for Generally Licensed Devices	3150-AD82
4996	Radiography and Radiation Safety Requirements for Radiographic Operations	3150-AE07
4997	Emergency Planning for Independent Spent Fuel Storage Facilities (ISFSI) and Monitored Retrievable Storage Facilities (MRS)	3150-AE17
4998	Clarification of Assessment Requirements for Siting Criteria and Performance Objectives	3150-AE40
4999	Criteria for the Release of Patients Administered Radioactive Material	3150-AE41

NRC

Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
5000	Interim Storage of Spent Fuel in an Independent Spent Fuel Storage Installation; Site-Specific License to a Qualified Applicant	3150-AE64
5001	Radiation Protection Requirements; Amended Definitions and Criteria	3150-AE80
5002	Clarification of Decommissioning Funding Requirements	3150-AE95
5003	Shutdown and Low-Power Operations	3150-AE97
5004	Procurement of Commercial Grade Items by Nuclear Power Plant Licensees	3150-AF01
5005	Nuclear Power Plant License Renewal; Proposed Revisions	3150-AF05
5006	Technical Specifications	3150-AF06
5007	Termination or Transfer of Licensed Activities: Recordkeeping Requirements	3150-AF17
5008	NRC Licensee Renewal/Reinvestigation Program	3150-AF21
5009	Physical Security Plan Format Changes	3150-AF27

Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
5010	Low-Level Waste Manifest Information and Reporting	3150-AD33
5011	Preparation, Transfer for Commercial Distribution, and Use of Byproduct Material for Medical Use	3150-AD69
5012	Physical Protection of Special Nuclear Material in Transit	3150-AE02
5013	Notification of Incidents	3150-AE37
5014	Thermal Annealing of the Reactor Pressure Vessel	3150-AE45
5015	Consideration of the Possible Effects of Power Reactor Ownership Arrangements on Safety	3150-AE48
5016	NRC Fee Policy	3150-AE54
5017	Statement of Organization and General Information; Minor Amendments	3150-AE86
5018	List of Approved Spent Fuel Storage Casks: Addition	3150-AF02
5019	Frequency of Medical Examinations for Use of Respiratory Protection Equipment	3150-AF08
5020	Temporary Access to Safeguards Information	3150-AF09
5021	Temporary Clearances for Security Personnel	3150-AF14
5022	Reduction of Reporting Requirements Imposed on NRC Licensees	3150-AF18
5023	NRC Library; Address Change	3150-AF19
5024	NRC Size Standards; Proposed Revision	3150-AF24
5025	Change in Organizational Title and Telephone Numbers	3150-AF25
5026	Requirement to Report Transfers of Devices to Generally Licensed Persons	3150-AF26

NUCLEAR REGULATORY COMMISSION (NRC)

Prerule Stage

4946. ACCEPTANCE OF PRODUCTS PURCHASED FOR USE IN NUCLEAR POWER PLANT STRUCTURES, SYSTEMS, AND COMPONENTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The advance notice of proposed rulemaking (ANPRM) was published to request public comment on the need for additional regulatory requirements and to obtain an improved understanding of alternatives to regulatory requirements. Based upon comment analysis, the staff

recommended to the Commission that this rule be withdrawn. After reviewing the findings of the numerous assessments, inspections, and interactions with the nuclear industry, the staff concluded that the nuclear industry has made significant progress toward improving its procurement and commercial grade dedication programs. The staff also concluded that problems identified with respect to the quality of items dedicated for use in safety-related applications are adequately addressed by the requirements of 10 CFR part 50, Appendix B. The staff will continue to monitor the industry's progress through the inspection

process, as discussed in Inspection Procedure 38703, "Commercial Grade Dedication," issued November 8, 1993.

Timetable:

Action	Date	FR Cite
ANPRM	03/06/89	54 FR 9229
ANPRM Comment Period End	07/05/89	
Next Action Undetermined		

Small Entities Affected: Businesses, Organizations

Government Levels Affected: Federal

Agency Contact: Suzanne C. Black, Nuclear Regulatory Commission, Office

NRC

Prerule Stage

of Nuclear Reactor Regulation,
Washington, DC 20555, **301 415-2961**
RIN: 3150-AD10

4947. • PERFORMANCE REQUIREMENTS FOR RADIOGRAPHY EQUIPMENT

Legal Authority: 42 USC 2201; 42 USC
2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 034

Legal Deadline: None

Abstract: The final rule would amend the Commission's regulations pertaining to performance requirements for radiography equipment. The amended provision permits a licensee to use an engineering analysis in place of a performance testing criteria concerning a torque test for drive cables that is impossible to meet given the design of radiographic equipment. The amendment is necessary to relieve licensees from compliance with an impractical and unnecessary standards.

Timetable: Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: J. Bruce Carrico,
Thomas Rich, Nuclear Regulatory
Commission, Office of Nuclear Material
Safety and Safeguards, Washington, DC
20555, **301 415-7893**

RIN: 3150-AF28

NUCLEAR REGULATORY COMMISSION (NRC)

Proposed Rule Stage

4948. ADDITION OF RADON-222 AND TECHNETIUM-99 VALUES TO TABLE S-3 AND REVISIONS RESULTING FROM CONSIDERATION OF HIGHER- BURNUP FUEL

Legal Authority: 42 USC 2011; 42 USC
2201; 42 USC 4321; 42 USC 5841; 42
USC 5842

CFR Citation: 10 CFR 51

Legal Deadline: None

Abstract: The proposed rule would amend the Table of Uranium Fuel Cycle Environmental Data (Table S-3) by adding new estimates for potential releases of technetium-99 and radon-222 and by updating other estimates. The proposed rule's narrative explanation (NUREG-1481) also describes the basis for the values contained in Table S-3, explains the environmental effects of these potential releases from the LWR Fuel Cycle, and postulates the potential radiation doses, health effects, and environmental impacts of these potential releases. The proposed rule would also amend 10 CFR 51.52 to modify the enrichment value of U-235 and the maximum level of average fuel irradiation (burnup in megawatt-days of thermal power per metric ton of uranium). The narrative explanation also addresses important fuel cycle impacts and the cumulative impacts of the nuclear fuel cycle for the whole nuclear power industry so that it may be possible to consider these impacts generically rather than repeatedly in individual licensing proceedings, thus reducing potential litigation time and costs for both NRC and applicants.

Timetable:

Action	Date	FR Cite
NPRM	03/04/81	46 FR 15154
NPRM Comment Period End	05/04/81	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Additional Information: The proposed revision of 10 CFR 51.51 and the narrative explanation was published for public review and comment on March 4, 1981 (46 FR 15154). The final rulemaking was deferred pending the outcome of a suit (Natural Resources Defense Council, et al. v. NRC, No. 74-1486) in the U.S. Circuit Court of Appeals. The U.S. Court of Appeals (D.C. Circuit) decision on April 27, 1982, invalidated the entire Table S-3 rule. The Supreme Court reversed this decision on June 6, 1983.

The proposed rule and the explanatory narrative for Table S-3, NUREG-1481, have been revised to reflect new modeling developments during the time the rulemaking was deferred. Final action on the Table S-3 rule was held in abeyance until new values for radon-222 and technetium-99 could be added to the table and covered in the narrative explanation. The rule is being reissued as a proposed rule because the scope has been expanded to include radiation values for radon-222 and technetium-99 and the narrative explanation has been extensively revised from that published on March 4, 1981 (46 FR 15154).

Agency Contact: Stanley Turel,
Nuclear Regulatory Commission, Office

of Nuclear Regulatory Research,
Washington, DC 20555, **301 415-6234**

RIN: 3150-AA31

4949. REVISED RULES OF PRACTICE FOR DOMESTIC LICENSING PROCEEDINGS

Legal Authority: 42 USC 2201; 42 USC
2231; 42 USC 2241; 42 USC 5841; 05
USC 552

CFR Citation: 10 CFR 0; 10 CFR 1; 10
CFR 2; 10 CFR 9; 10 CFR 50

Legal Deadline: None

Abstract: The proposed rule would shorten and simplify existing Commission procedural rules applicable to domestic licensing proceedings by comprehensively restating, revising and reorganizing the statement of those rules to reflect current practice. The changes in this proposed rule would enable the Commission, directly and through its adjudicatory offices, to render decisions in a more timely fashion, eliminate the stylistic complexity of the existing rules, and reduce the burden and expense to the parties participating in agency proceedings. In 1987, the Commission deferred consideration of this proposal which would have revised the Commission's procedural rules governing the conduct of all adjudicatory proceedings other than export licensing proceedings under 10 CFR part 110, pending consideration of other, more limited revisions to the rules of practice. In 1989, former Chairman Zech requested that this proposed rule be updated for reconsideration by the Commission, and more recently, the Administrative

NRC

Proposed Rule Stage

Conference of the United States has drafted Model Rules.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lee S. Dewey, Nuclear Regulatory Commission, Atomic Safety and Licensing Board Panel, Washington, DC 20555, **301 415-6390**

RIN: 3150-AB66

4950. REASSERTING NRC'S SOLE AUTHORITY FOR APPROVING ON-SITE LOW-LEVEL WASTE DISPOSAL IN AGREEMENT STATES

Legal Authority: 42 USC 2201; 42 USC 2021; 42 USC 5841

CFR Citation: 10 CFR 150

Legal Deadline: None

Abstract: The proposed rule would establish NRC as the sole authority for approving onsite disposal of very low-level waste at all NRC licensed reactors and at Part 70 facilities. The NRC staff has recommended that this proposed rulemaking be withdrawn.

Timetable:

Action	Date	FR Cite
NPRM	08/22/88	53 FR 31880
NPRM Comment Period End	10/21/88	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joseph J. Mate, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6202**

RIN: 3150-AC57

4951. NIGHT FIRING QUALIFICATIONS FOR SECURITY GUARDS AT NUCLEAR POWER PLANTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 73

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to ensure that security force effectiveness at nuclear power plants is not

dependent on the time of day. Security guards currently are required to perform night firing for familiarization only. There is no requirement for standards to measure their effectiveness. The proposed rule would require that security guards at nuclear power plants qualify for night firing.

Part 73, Appendix B, Part IV, would be amended to require reactor security guards to qualify annually in an NRC-approved night firing course with their assigned weapons. The proposed amendment would standardize training and qualification in night firing and prepare power reactor guard forces to respond more effectively in the event of an incident occurring in limited lighting conditions.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John Telford, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6229**

RIN: 3150-AC88

4952. DESIGN BASIS EVENTS

Legal Authority: 42 USC 10101

CFR Citation: 10 CFR 060

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to clarify preclosure regulatory requirements for high-level waste geologic repositories. Several issues associated with preclosure regulatory requirements have been raised due to different interpretations of the rulemaking record for 10 CFR Part 60. These involve: (1) the lack of clearly prescribed requirements for the establishment of a preclosure controlled area intended to protect public health and safety in the event of a postulated radionuclide release; and (2) the definition of structures, systems, and components important to safety for which certain design and quality assurance criteria apply. In order to meet the milestones mandated by the Nuclear Waste Policy Act of 1983, as amended, and milestones pertaining to DOE's production schedule in the Mission Plan amendments, guidance is needed from NRC on these matters to

enable DOE to proceed with the development of a proposed design for a geologic repository.

Timetable:

Action	Date	FR Cite
NPRM	03/22/95	60 FR 15180
NPRM Comment Period End	06/20/95	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard A. Weller, Nuclear Regulatory Commission, Office of Nuclear Material Safety, and Safeguards, Washington, DC 20555, **301 415-7287**

RIN: 3150-AD51

4953. REVISION OF SPECIFIC EXEMPTIONS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 009

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations pertaining to specific Privacy Act exemptions. This proposed rule would add exemption (j)(2) of the Privacy Act to the regulations that describe exempt systems of records. These amendments would make NRC's regulations consistent with the majority of statutorily appointed Inspectors General and would clearly link each system of records to the specific exemptions(s) of the Privacy Act under which each system is exempt.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Russell A. Powell, Nuclear Regulatory Commission, Office of Administration, Washington, DC 20555, **301 415-7169**

RIN: 3150-AD83

4954. REACTOR SITE CRITERIA; INCLUDING SEISMIC AND EARTHQUAKE ENGINEERING CRITERIA FOR NUCLEAR POWER PLANTS

Legal Authority: 42 USC 2201; 42 USC 5841

NRC

Proposed Rule Stage

CFR Citation: 10 CFR 050; 10 CFR 052; 10 CFR 100

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to update the criteria used in decisions regarding power reactor siting, including geologic, seismic, and earthquake engineering considerations for future nuclear power plants. The proposed rule would allow NRC to benefit from experience gained in the application of the procedures and methods set forth in the current regulation and to incorporate the rapid advancements in the earth sciences and earthquake engineering. The proposed rule primarily consists of two separate changes, namely, the source term and dose considerations, and the seismic and earthquake engineering considerations of reactor siting.

The Commission is also proposing to deny the remaining issue in a petition for rulemaking filed by Free Environment, Inc., et al. (PRM-50-20).

Timetable:

Action	Date	FR Cite
NPRM	10/20/92	57 FR 47802
NPRM Comment Period End	05/12/95	60 FR 10810
Final Action	08/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Leonard Soffer, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6574**

RIN: 3150-AD93

4955. CLARIFICATION OF REPORTING OF DEFECTS AND NONCOMPLIANCE FOR MATERIALS FACILITIES

Legal Authority: 42 USC 2201; 42 USC 5846

CFR Citation: 10 CFR 021

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations concerning the reporting of defects and noncompliance to clarify the applicability of these provisions to materials and fuel cycle licensees. Because of the wide diversity in the types of licensees covered under these regulations, the requirements have been misinterpreted by the licensees. The proposed rule would clearly define the

applicability of these provisions to the different types of licensees and would take into account the differences between different classes of licensees. The proposed rule is being developed in response to an NRC internal audit and also to a parallel review of these regulations as they apply to materials licensees.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
Final Action	09/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Clark Prichard, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6203**

RIN: 3150-AE18

4956. STANDARDIZED PLANT DESIGNS, EARLY REVIEW OF SITE SUITABILITY ISSUES; CLARIFYING AMENDMENTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 050; 10 CFR 052; 10 CFR 140

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations by deleting Appendices M, N, O, and Q from 10 CFR Part 50. The NRC is also proposing to make clarifying changes to 10 CFR Parts 52 and 140 to make clear that licensees are required to submit accurate and complete information to the NRC, and that its Price-Anderson requirements apply to combined license holders.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Geary S. Mizuno, Nuclear Regulatory Commission, Office of the General Counsel, Washington, DC 20555, **301 415-1639**

RIN: 3150-AE25

4957. CODES AND STANDARDS FOR NUCLEAR POWER PLANTS

Legal Authority: 42 USC 2201; 42 USC 5846

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations by identifying certain significant changes that would: revise the implementation structure of 10 CFR 50.55a, expand the scope of 10 CFR 50.55a, and update existing references to ASME Code including the OM Code. Revising the implementation structure of 10 CFR 50.55a would eliminate the 10 year update requirements from the existing regulations that would provide licensees with the opportunity to continue using their existing ISI and IST programs with the exception that they are required to update ISI/IST programs to the 1989 Edition of the ASME Code when their existing intervals are expired. This change in regulations would permit licensees not to update their ISI and IST programs to the later (beyond the 1989 Edition) edition and addenda of the ASME Code. Any changes in the Code that are unacceptable to the staff would be addressed in the regulations. The proposed rule would provide continuous update for the ASME Code edition and addenda on an annual basis. This would provide licensees an opportunity to use, but not be required to use, the later edition or addenda, or portions thereof, of the ASME Code.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: ABSTRACT CONT:

The ASME B&PV Code and the ASME OM Code that would be incorporated by reference would provide updated rules for the construction of light-water-cooled nuclear power plant components, and for the inservice inspection and inservice testing of those components. The incorporation by reference of the 1993 Addenda would include Subsection IWE, "Requirements for Class MC and Metallic Liners of Class CC Components of Light-Water Cooled Power Plants," and Subsection IWL, "Requirements for Class CC Concrete Components of Light-Water Cooled Power Plants." The expansion of the scope of 10 CFR 50.55a to include

NRC Proposed Rule Stage

snubber testing is consistent with the requirements of the existing technical specifications and Section XI. Approval of the proposed amendment would permit the use of improved methods for construction, inservice inspection, and inservice testing of nuclear power plant components; and would expedite implementation of the Section XI rules for performance demonstration of NDE procedures, equipment, and personnel.

Agency Contact: Wan Cheng (Winston) Liu, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, 301 415-5887

RIN: 3150-AE26

4958. DISTRIBUTION OF SOURCE AND BYPRODUCT MATERIAL: LICENSING AND REPORTING REQUIREMENTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 030; 10 CFR 040

Legal Deadline: None

Abstract: Abstract: An advance notice of proposed rulemaking (ANPRM) was published to request public comment on contemplated amendments to the Commission's regulations governing the licensing of source material and mill tailings. The fifteen comment letters received on the ANPRM were considered in developing rulemaking plans. The ANPRM suggested that a two-step rulemaking may be initiated starting with a simple rule pertaining to the licensing and reporting requirements for distributors of products and materials used by exempt persons and general licensees. The ANPRM also stated that the Commission would consider whether to address the issues related to mills and mill tailings in a separate rulemaking. The Commission has decided that these actions rather than a single comprehensive rulemaking will be undertaken. Non-mill issues will be addressed in two phases. The proposed rule now being developed will be considered phase I. (cont)

Timetable:

Action	Date	FR Cite
ANPRM	10/28/92	57 FR 48749
ANPRM Comment Period End	01/26/93	
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: ABSTRACT CONT:

This rule will provide for consistent reporting requirements for the distribution to exempt persons and general licensees of both byproduct material and source material. The exact scope of rulemaking for phase II will be determined by the NRC staff after the completion of phase I.

Agency Contact: Catherine R. Mattsen, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, 301 415-6264

RIN: 3150-AE33

4959. ACCEPTABILITY OF PLANT PERFORMANCE FOR SEVERE ACCIDENTS; SCOPE OF CONSIDERATION IN SAFETY REGULATIONS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The advance notice of proposed rulemaking (ANPRM) was published to request public comment on amendment of the Commission's regulations to decouple source term and dose calculations from reactor siting and to permit the use of updated source term insights for future light water reactors. The NRC is presently in the process of reviewing advanced reactor designs.

This rulemaking action comprises two phases. The first phase is described in the proposed rule titled, "Reactor Site Criteria; Including Seismic and Earthquake Engineering Criteria for Nuclear Power Plants (3150-AD93)." (cont)

Timetable:

Action	Date	FR Cite
ANPRM	09/28/92	57 FR 44513
ANPRM Comment Period End	12/28/92	
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: ABSTRACT CONT:

The second phase will consist of the issuance of an ANPRM, followed by a

final revision of 10 CFR Part 50 to incorporate updated source term and severe accident research insights into plant design requirements for future light water reactors. The intent of this second phase of rulemaking is expected to provide additional requirements for future light water reactors regarding severe accident prevention and mitigation, and is expected to substantially reduce the risks from these events.

Agency Contact: Leonard Soffer, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, 301 415-6574

RIN: 3150-AE38

4960. REMOVAL OF CRITICALITY ALARM REQUIREMENTS FOR FRESH FUEL

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 070

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to eliminate the need for licensees to request an exemption from provisions that require criticality monitors for new reactor fuel. An exemption for this requirement is routinely granted when requested by a licensee. The proposed rule would allow reactor licensees to dispense with unneeded criticality monitors without having to request an exemption.

The NRC is preparing a proposed rule that will revise 10 CFR Part 70 in its entirety. When that proposed rule is published, this current proposed rule will be incorporated into the new proposed rule. Publication of the new proposed rule is undetermined.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jerry E. Jackson, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, 301 415-6656

RIN: 3150-AE43

NRC

Proposed Rule Stage

4961. ADMINISTRATION OF BYPRODUCT MATERIAL OR RADIATION TO PATIENTS WHO MAY BE PREGNANT

Legal Authority: 42 USC 2111; 42 USC 2112; 42 USC 2201; 42 USC 2232; 42 USC 2233; 42 USC 2236; 42 USC 2282

CFR Citation: 10 CFR 035

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations concerning the medical use of byproduct material. The proposed rule would require medical use licensees to take actions to prevent unintended radiation exposures to an embryo or fetus. The proposed rule would also require reporting of these events.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Samuel Z. Jones, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6198**

RIN: 3150-AE44

4962. SAFETY REQUIREMENTS FOR REACTOR COOLANT PUMP SEALS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to require that pressurized-water reactor licensees improve, in a cost-effective manner, assurance of reactor core coolability when reactor coolant pump (RCP) seal integrity may not be sufficiently assured during certain postulated off-normal events, for example, station blackout (10 CFR 50.2 and 50.63), loss of essential service water (SW), or loss of component cooling water. The proposed rule is intended to enhance public health and safety by decreasing the likelihood of a loss-of-coolant accident caused by RCP seal failure, or by increasing the likelihood that plants will be able to cope with these failures.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Syed K. Shaukat, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6592**

RIN: 3150-AE53

4963. DESIGN CERTIFICATION FOR ADVANCED BOILING WATER REACTOR (ABWR)

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 052

Legal Deadline: None

Abstract: The advance notice of proposed rulemaking (ANPRM) was published to request public comment on the Commission's regulations pertaining to the form and content of rules that would certify evolutionary designs of nuclear power plants. This amendment would revise the Commission's regulations by certifying the U.S. Advanced Boiling Water Reactor (ABWR) standard design in accordance with the requirements of Part 52. If a standard design is certified, then an applicant for a combined license that references the certified design will be assured of receiving an approval for the portion of the plant that was approved in the certification rulemaking. This amendment references the design control document (DCD) and sets forth the process for changing information in the DCD. GE Nuclear Engineering is currently preparing the DCD for the ABWR design, which will contain the design information that will be certified by the rule and approved by the rule (so-called Tier 1 and 2 information). The NRC is reviewing two applications for standard design certifications for two evolutionary nuclear power plant designs pursuant to Part 52 (see "Design Certification for System 80+" RIN 3150-AF15).

Timetable:

Action	Date	FR Cite
ANPRM	11/03/93	58 FR 58664
ANPRM Comment Period End	01/03/94	
NPRM	04/07/95	60 FR 17902
NPRM Comment Period End	08/07/95	
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jerry N. Wilson, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-3145**

RIN: 3150-AE87

4964. LAND OWNERSHIP REQUIREMENTS FOR LOW-LEVEL WASTE SITES

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 061

Legal Deadline: None

Abstract: The advance notice of proposed rulemaking (ANPRM) requested public comment on allowing a licensee to own land that is used for a low-level waste disposal site. Current regulations require Federal or State ownership of land used for a low-level waste disposal site. The State of Utah (an agreement State) used an exemption provision to allow Envirocare (the licensee) to own the site.

Timetable:

Action	Date	FR Cite
ANPRM	08/03/94	59 FR 39485
ANPRM Comment Period End	12/02/94	59 FR 52941
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mark Haisfield, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6196**

RIN: 3150-AE88

4965. DISPOSAL BY RELEASE INTO SANITARY SEWERAGE

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 020

Legal Deadline: None

Abstract: The advance notice of proposed rulemaking requested public comment, information, and recommendations on contemplated amendments to the Commission's regulations governing the release of radionuclides from licensed nuclear facilities into sanitary sewer systems. The Commission believes that by incorporating current sewer treatment technologies the contemplated rulemaking would improve the control of radioactive materials released to

NRC

Proposed Rule Stage

sanitary sewer systems by licensed nuclear facilities. This rulemaking would also address a petition for rulemaking (PRM-20-22) submitted by the Northeast Ohio Regional Sewer District (October 20, 1993; 58 FR 54071).

Timetable:

Action	Date	FR Cite
ANPRM	02/25/94	59 FR 9146
ANPRM Comment Period End	05/26/94	
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Powers, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6212**

RIN: 3150-AE90

4966. DECOMMISSIONING OF NUCLEAR POWER REACTORS

Legal Authority: 42 USC 5841; 42 USC 5842; 42 USC 5846

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations on the decommissioning procedures that lead to the termination of an operating license for a nuclear power plant and release of the property for unrestricted use. The proposed amendments would clarify ambiguities that have arisen in the past and codify practices which have been used for other licensees on a case-by-case basis.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bradley Jones, Nuclear Regulatory Commission, Office of the General Counsel, Washington, DC 20555, **301 415-1628**

RIN: 3150-AE96

4967. PERFORMANCE-BASED PRIMARY REACTOR CONTAINMENT LEAKAGE TESTING FOR WATER-COOLED POWER REACTORS

Legal Authority: 42 USC 2133; 42 USC 2134; 42 USC 5841

CFR Citation: 10 CFR 50

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to provide a performance-based option for leakage rate testing of containments of light-water-cooled nuclear power plants. This option will be available for voluntary adoption by licensees, in lieu of compliance with the current prescriptive requirements contained in Appendix J of 10 CFR Part 50. This action is intended to improve the focus of the body of regulations by eliminating prescriptive requirements that are marginal to safety and to provide licensees greater flexibility for cost-effective implementation methods of regulatory safety objectives.

Timetable:

Action	Date	FR Cite
NPRM	02/21/95	60 FR 9634
NPRM Comment Period End	05/08/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Moni Dey, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6443**

RIN: 3150-AF00

4968. STEAM GENERATOR TUBE INTEGRITY FOR NUCLEAR POWER PLANTS

Priority: Regulatory Plan

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 50

Legal Deadline: None

Abstract: The NRC is considering amending its regulations to develop a rule pertaining to steam generator tube integrity. The objective of the rule would be to maintain adequate assurance of steam generator tube integrity while allowing a more appropriate approach to steam generator surveillance and maintenance activities at nuclear power plants. Steam generator degradation is a significant issue affecting current pressurized water reactors.

Timetable:

Action	Date	FR Cite
ANPRM	09/19/94	59 FR 47817

Action	Date	FR Cite
ANPRM Comment Period End	12/05/94	
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tim Reed, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-1462**

RIN: 3150-AF04

4969. FEE SCHEDULES FOR FACILITIES AND MATERIALS LICENSES; FY 1995

Priority: Regulatory Plan

Legal Authority: 31 USC 9701; 42 USC 2201; 42 USC 2213; 42 USC 2214; 42 USC 5841

CFR Citation: 10 CFR 170; 10 CFR 171

Legal Deadline: Final, Statutory, August 1, 1995.
Omnibus Budget Reconciliation Act of 1990

Abstract: This rulemaking will amend the licensing, inspection, and annual fees charged to NRC licensees and applicants for an NRC license. The amendments are necessary to recover approximately 100 percent of the NRC budget authority for fiscal year 1995 less the amounts appropriated from the Nuclear Waste Fund.

Timetable:

Action	Date	FR Cite
NPRM	03/20/95	60 FR 14670
NPRM Comment Period End	04/19/95	
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: C. James Holloway, Jr., Nuclear Regulatory Commission, Office of the Controller, Washington, DC 20555, **301 415-6213**

RIN: 3150-AF07

4970. ADMINISTRATION OF RADIATION AND RADIOACTIVE MATERIALS TO PATIENTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 20

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to

NRC

Proposed Rule Stage

clarify that the administration of radiation or radioactive materials to any patient, even a patient not supposed to receive an administration, is regulated by the NRC's provisions governing the medical use of byproduct material and is not within the scope of the regulations concerning NRC's standards for protection against radiation. The proposed rule is necessary to indicate clearly that this has been the NRC's policy. This proposed rule does not represent a change in policy.

Timetable:

Action	Date	FR Cite
NPRM	01/25/95	60 FR 4872
NPRM Comment Period End	04/10/95	
Final Action	08/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Stephen A. McGuire, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6204**

RIN: 3150-AF10

4971. NUCLEAR POWER REACTOR PHYSICAL PROTECTION REQUIREMENTS UPDATE

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 073

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations by updating the requirements for the physical security of nuclear power reactors. The proposed rule would update the regulations for security at operating nuclear power plants based upon staff review experience gained in security program implementation, input from the public and industry, and technical changes in security system technology and equipment. Most of the proposed changes involve reduction or elimination of requirements that are of marginal significance relative to their contribution to the overall effectiveness of security programs.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sandra Frattali, Nuclear Regulatory Commission, Office

of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6261**

RIN: 3150-AF11

4972. FITNESS FOR DUTY

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 26

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's fitness for duty regulations. This proposed rule would also address the petition for rulemaking from Virginia Electric and Power Company (PRM-26-1), and address the Regulatory Review Group items on audit frequency and annual submittal of data. The Virginia Electric and Power Company requested that the Commission amend its fitness-for-duty requirements to change the frequency that licensees are required to audit their fitness-for-duty programs from annually to biennially. The Commission and the EDO approved the staff proposals in SECY-92-308, but asked that the staff resubmit the SECY paper to address a backfit analysis. SECY-92-308 is currently being revised.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mohan C. Thadani, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-1476**

RIN: 3150-AF12

4973. FITNESS FOR DUTY (SCOPE CHANGE)

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 26

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations by changing the scope of the random drug testing requirements. The scope change is being considered to balance the NRC's responsibility to protect the public health and safety, and a worker's perception of NRC enforcement into workers expectations of privacy. A general notice was published in the

Federal Register on May 11, 1994 (59 FR 24373), to solicit public comments on various options for changing the random drug testing scope. Comments have been received from the state of Illinois and the International Brotherhood of Electrical Workers. The comments will be used to finalize the staff's study ("Evaluation of Scope of Persons Subject to Random Drug Testing") and recommend a course of action to the Commission.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mohan C. Thadani, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-1476**

RIN: 3150-AF13

4974. DESIGN CERTIFICATION FOR SYSTEM 80+

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 052

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations pertaining to the form and content of rules that would certify evolutionary designs of nuclear power plants. The proposed rule would revise the Commission's regulations by certifying the System 80+ standard design in accordance with the requirements of 10 CFR part 52. If a standard design is certified, then an applicant for a combined license that references the certified design will be assured of receiving an approval for the portion of the plant that was approved in the certification rulemaking. This amendment references the design control document (DCD) and sets forth the process for changing information in the DCD. ABB-Combustion Engineering is currently preparing the DCD for the System 80+ design, which will contain the design information that will be certified by the rule and approved by the rule (so-called Tier 1 and 2 information). The NRC is reviewing two applications for standard design certifications for two evolutionary nuclear power plant designs pursuant to Part 52 (see "Design Certification for

NRC

Proposed Rule Stage

Advanced Boiling Water Reactor (ABWR))" (RIN 3150-AE87).

Timetable:

Action	Date	FR Cite
ANPRM	11/03/93	58 FR 58664
ANPRM Comment Period End	01/03/94	
NPRM	04/15/95	60 FR 17924
NPRM Comment Period End	08/07/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jerry N. Wilson, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-3145**

RIN: 3150-AF15

4975. POWER REACTOR FACILITIES UNDER A POSSESSION ONLY LICENSE

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 50

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations regarding possession only licensee applications for case specific exemptions that no longer have relevance. Currently, when a power reactor licensee obtains a possession only license amendment (POL), the licensee must apply for case specific exemptions from 10 CFR that no longer have relevance. This is a time consuming process for both the licensee and the NRC and can result in a non-coherent and non-uniform process. To remedy this situation, proposed rulemaking is currently being considered. An information base is being developed by Brookhaven National Laboratory on which of the applicable parts of the 10 CFR apply to power reactors which have a POL. There are two categories of applicability, parts of the 10 CFR which no longer apply, and parts which partially apply. Once this information base is complete it will be incorporated through rulemaking. This rule will also address a petition for rulemaking from North Carolina Public Utility Commission (PRM-50-57).

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
Final Action	06/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Carl Feldman, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6194**

RIN: 3150-AF16

4976. • PRODUCTION AND UTILIZATION FACILITIES; EMERGENCY PLANNING AND PREPAREDNESS EXERCISE REQUIREMENTS

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations governing domestic licensing of production and utilization facilities, as necessary, to facilitate greater flexibility in the licensee's activities associated with the annual "off-year" exercise. This exercise is conducted to evaluate major portions of licensees' emergency response capabilities. The proposed amendment would preserve the existing requirement that each licensee, at each site, exercise biennially with participation by States and local governments within the plume exposure pathway emergency planning zone (EPZ). The proposed rule would also require licensees to continue enabling State and local governments in plume exposure pathway EPZs to participate in exercises and in drills in the interval between exercises. This proposed rule also addresses a petition for rulemaking submitted by the Virginia Electric and Power Company (PRM-50-58).

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Michael Jamgochian, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6534**

RIN: 3150-AF20

4977. • DOMESTIC LICENSING OF SPECIAL NUCLEAR MATERIAL—REVISION

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 070

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to provide, where possible, performance rather than prescriptive based regulations for special nuclear material licensees with large quantities of special nuclear material. Concurrent with this amendment, companion support guidance documents are being developed for issuance.

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
Final Action	07/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Charles Nilsen, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6209**

RIN: 3150-AF22

4978. • PROCEDURES FOR SUBMISSION OF PETITIONS FOR RULEMAKING

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 002

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations pertaining to petitions for rulemaking. The proposed rule would create three categories of petitions, which are not explicitly included in the current regulations. The proposed rule would improve the openness of the rulemaking process by defining review priorities and to facilitate more expeditious review and disposition by the NRC of petitions with detailed supporting information. The proposed rule would not change any existing provisions regarding petitions for rulemaking. The proposed rule would offer an alternative within the petition process to allow petitioners to submit more detailed supporting information than is required under the current regulations.

NRC

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	03/28/95	60 FR 15878
NPRM Comment Period End	06/12/95	
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: T. Y. Chang, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6450**

RIN: 3150-AF23

4979. • PERFORMANCE-ORIENTED REQUIREMENTS FOR FIRE PROTECTION OF NUCLEAR POWER FACILITIES

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's fire protection regulations for voluntary adoption by nuclear power plant licensees. The requirements will be performance-oriented and risk-based, allow flexibility in the implementation of safety objectives and the use of probabilistic risk analysis and fire-model computer codes to demonstrate compliance with the safety objectives.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Moni Dey, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6443**

RIN: 3150-AF29

4980. • PHYSICAL PROTECTION REQUIREMENTS FOR STORAGE OF SPENT FUEL

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 072; 10 CFR 073

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations for the physical protection of spent fuel stored under a specific license. This action is necessary to clarify the physical protection requirements for independent spent fuel storage installations (ISFSIs) and monitored retrievable storage (MRS) installations owned by the Department of Energy. This proposed rule would not affect spent fuel stored at power reactor sites under a general license. The proposed rule would reduce the regulatory uncertainty regarding the physical protection requirements for ISFSIs.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sandra Frattali, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6261**

RIN: 3150-AF30

4981. • CONSTRAINT LEVEL FOR AIR EMISSIONS OF RADIONUCLIDES

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 020

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to provide a constraint level for air emissions of radionuclides of 10 mrem/yr, similar to the program developed pursuant to 10 CFR part 50, appendix I, for power reactors. The rulemaking would apply to NRC licensees other than power reactor licensees. This action is part of an ongoing effort to develop a basis for rescission of the Environmental Protection Agencies regulations in 40 CFR part 61.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charleen T. Raddatz, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6215**

RIN: 3150-AF31

NUCLEAR REGULATORY COMMISSION (NRC)

Final Rule Stage

4982. PRIMARY REACTOR CONTAINMENT LEAKAGE TESTING FOR WATER-COOLED POWER REACTORS

Legal Authority: 42 USC 2133; 42 USC 2134; 42 USC 5841

CFR Citation: 10 CFR 50

Legal Deadline: None

Abstract: The proposed rule would update and revise the 1973 criteria for preoperational and periodic pressure testing for leakage of primary containment boundaries of water-cooled power reactors. The Commission

has decided to proceed with a new approach to the rulemaking and withdraw this proposed rule. A notice of withdrawal will be included in the proposed rule that presents the new approach for public comment (See RIN 3150-AF00).

Timetable:

Action	Date	FR Cite
NPRM	10/29/86	51 FR 39538
NPRM Comment Period End	04/24/87	52 FR 2416
Final Action	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Moni Dey, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6443**

RIN: 3150-AA86

4983. CRITERIA FOR AN EXTRAORDINARY NUCLEAR OCCURRENCE

Legal Authority: 42 USC 2201; 42 USC 2210; 42 USC 5841; 42 USC 5842

CFR Citation: 10 CFR 140

NRC

Final Rule Stage

Legal Deadline: None

Abstract: The proposed rule would revise the criteria for an extraordinary nuclear occurrence (ENO) to eliminate the problems encountered in the Three Mile Island ENO determination. The revised criteria should be established in the event they are needed.

There are no alternatives to this rulemaking. The current ENO criteria are already codified in Subpart E of 10 CFR Part 140. The only way to modify these criteria, as this rule seeks to do, is through rulemaking. The final rule will also respond to PRM-140-1.

Timetable:

Action	Date	FR Cite
NPRM	04/09/85	50 FR 13978
NPRM Comment Period End	09/06/85	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Alan K. Roecklein, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6223**

RIN: 3150-AB01

4984. ELIMINATION OF INCONSISTENCIES BETWEEN NRC REGULATIONS AND EPA HLW STANDARDS

Legal Authority: 42 USC 10101

CFR Citation: 10 CFR 60

Legal Deadline: None

Abstract: The proposed rule would eliminate several inconsistencies with the EPA standards to be developed for the disposal of HLW in deep geologic repositories. The Nuclear Waste Policy Act of 1982 (NWPA) directs NRC to promulgate criteria for the licensing of HLW geologic repositories. Section 121(c) of this Act states that the criteria for the licensing of HLW geologic repositories must be consistent with these standards. The proposed rule is needed to eliminate several inconsistencies with the EPA standards, thus fulfilling the statutory requirement.

Because the Federal Court invalidated the EPA standards, action on this rule is undetermined. Congress has authorized the National Academy of Sciences (NAS) to recommend HLW standards to EPA for specific application to Yucca Mountain. The

EPA must promulgate new standards upon NAS review.

Timetable:

Action	Date	FR Cite
NPRM	06/19/86	51 FR 22288
NPRM Comment Period End	08/18/86	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sher Bahadur, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6237**

RIN: 3150-AC03

4985. AVAILABILITY OF OFFICIAL RECORDS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 2

Legal Deadline: None

Abstract: The proposed amendment would conform the NRC's regulations pertaining to the availability of official records to existing case law and agency practice. The amendment would reaffirm that 10 CFR 2.790(c) provides submitters of information a qualified right to have their information returned upon request. This amendment informs the public of three additional circumstances where information will not be returned to the applicant, i.e., information which has been made available to an advisory committee or was received at an advisory committee meeting, information discussed at an open Commission meeting under the Government in Sunshine Act and information that is subject to a pending Freedom of Information Act request.

The proposed amendment would also address the NRC's procedures for handling copyrighted information, including reproduction and distribution according to normal agency practice. The NRC, in receiving submittals and making its normal distributions, routinely photocopies submittals, makes microfiche of the submittals, and ensures that these fiche are distributed to the Public Document Room, Local Public Document Rooms, (cont)

Timetable:

Action	Date	FR Cite
NPRM	12/23/92	57 FR 61013

Action	Date	FR Cite
NPRM Comment Period End	03/08/93	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: ABSTRACT CONT: all appropriate internal offices, and made available to the National Technical Information Service. This broad distribution and reproduction is made to increase public understanding of the peaceful uses of atomic energy. The proposed rule would not prevent submitters from applying 10 CFR 2.790(b)(1) procedures to information that contains trade secrets or privileged or confidential commercial or financial information (proprietary information) and it is recognized that some information in those categories may be copyrighted. Proprietary information status exempts this material from public disclosure and is not to be confused with handling pursuant to copyright designation.

Agency Contact: Catherine M. Holzle, Nuclear Regulatory Commission, Office of the General Counsel, Washington, DC 20555, **301 415-1560**

RIN: 3150-AC07

4986. UPDATE OF TRANSPORTATION REGULATIONS TO INCORPORATE NEW LICENSING INFORMATION

Legal Authority: 42 USC 2073; 42 USC 2093; 42 USC 2111; 42 USC 2232; 42 USC 2233; 42 USC 2273; 42 USC 5842

CFR Citation: 10 CFR 71

Legal Deadline: None

Abstract: The proposed rule would, in conjunction with a corresponding rule change by the U.S. Department of Transportation, update the United States Federal regulations for the safe transportation of radioactive material to incorporate new licensing information developed since 1972. The proposed rule would respond to the need for a: 1) new crush test; 2) new deep immersion test; and 3) new limit on low specific activity material shipments.

Timetable:

Action	Date	FR Cite
NPRM	06/08/88	53 FR 21550
DOT Proposed Rule Published	11/14/89	54 FR 47454

NRC

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	02/09/90	54 FR 13528
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John Cook, Nuclear Regulatory Commission, Office of Nuclear Material Safety and Safeguards, Washington, DC 20555, **301 415-7832**

RIN: 3150-AC41

4987. COMPREHENSIVE QUALITY ASSURANCE IN MEDICAL USE AND A STANDARD OF CARE

Legal Authority: 42 USC 2111; 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 35

Legal Deadline: None

Abstract: The advance notice of proposed rulemaking (ANPRM) was published to request public comment on the extent to which, in addition to the basic quality assurance procedures (being addressed by another rulemaking action, entitled "Preparation, Transfer for Commercial Distribution, and Use of Byproduct Material for Medical Use" (RIN 3150-AD69), a more comprehensive quality assurance requirement is needed and invited advice and recommendations on about 20 issues to be addressed in the rulemaking. This ANPRM is scheduled to be withdrawn by April 1995.

Timetable:

Action	Date	FR Cite
ANPRM	10/02/87	52 FR 36949
ANPRM Comment Period End	12/31/87	
Final Action	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Anthony Tse, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6233**

RIN: 3150-AC42

4988. CODES AND STANDARDS FOR NUCLEAR POWER PLANTS (ASME CODE, SECTION XI, DIVISION 1, SUBSECTION IWE AND SUBSECTION IWL)

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The proposed rule would incorporate by reference Subsection IWE, "Requirements for Class MC Components of Light-Water Cooled Power Plants," and Subsection IWL, "Requirements for Class CC Concrete Components of Light-Water Cooled Power Plants," of Section XI (Division 1) of the American Society of Mechanical Engineers Boiler and Pressure Vessel Code (ASME Code). Subsection IWE provides the rules and requirements for inservice inspection, repair, and replacement of Class MC pressure retaining components and their integral attachments in light-water cooled power plants. Subsection IWL provides the rules and requirements for inservice inspection and repair of the reinforced concrete and post tensioning systems of Class CC components.

Incorporation by reference of Subsection IWE and Subsection IWL will provide systematic examination rules for containment structure for meeting Criterion 53 of the General Design Criteria (Appendix A of 10 CFR part 50) and Appendix J of 10 CFR part 50. (cont)

Timetable:

Action	Date	FR Cite
NPRM	01/07/94	59 FR 979
NPRM Comment Period End	04/25/94	59 FR 14373
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: ABSTRACT CONT: Age-related degradation of containments has occurred, and additional and potentially more serious degradation mechanisms can be anticipated as nuclear power plants age.

If the NRC did not take action to endorse the Subsection IWE and Subsection IWL rules, the NRC position on examination practices for containment structure would have to be established on a case-by-case basis and improved examination practices for steel containment structures might not be implemented. The other alternatives of incorporating these detailed examination requirements into the American National Standard ANSI/ANS 56.8-1981 or into Appendix J are not feasible.

Incorporating by reference the latest edition and addenda of Subsection IWE and Subsection IWL will save applicants/licensees and the NRC staff both time and effort by providing uniform detailed criteria against which the staff can review any single submission. Adoption of the proposed amendment would permit the use of improved methods for containment inservice inspection.

Agency Contact: Wallace E. Norris, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6796**

RIN: 3150-AC93

4989. REQUIREMENTS FOR POSSESSION OF INDUSTRIAL DEVICES CONTAINING BYPRODUCT MATERIAL

Legal Authority: 42 USC 2111; 42 USC 2114; 42 USC 2201

CFR Citation: 10 CFR 031; 10 CFR 032

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations for the possession of industrial devices containing byproduct material to require device users to report to the NRC initially and then on a periodic basis. The report would indicate that the device is still in use or to whom the device has been transferred. The proposed rule would be the most efficient method, considering the number of general licensees and the number of devices currently in use, for assuring that devices are not improperly transferred or inadvertently discarded. The proposed rule is necessary to avoid unnecessary radiation exposure to the public that may occur when an improperly discarded device is included in a batch of scrap metal for reprocessing. The proposed rule would also avoid the unnecessary expense involved in retrieving the manufactured items fabricated from contaminated metal.

Timetable:

Action	Date	FR Cite
NPRM	12/27/91	56 FR 67011
NPRM Comment Period End	03/12/92	
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Joseph J. Mate, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6202**

RIN: 3150-AD34

4990. IMPORT AND EXPORT OF RADIOACTIVE WASTES

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 110

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's licensing requirements to strengthen the Commission's control over radioactive waste coming into and leaving the United States by requiring specific NRC licensing of radioactive waste imports and exports. The proposed rule would help ensure that the transactions are subject to the approval of the U.S. Government and the consent of other involved parties. The proposed amendment would conform U.S. policies with the decision of the General Conference of the International Atomic Energy Agency in September 1990, approving a voluntary Code of Practice to guide Nation States in the development and harmonization of policies and laws on the transboundary shipments of radioactive waste. (cont)

Timetable:

Action	Date	FR Cite
ANPRM	02/07/90	55 FR 4181
ANPRM Comment Period End	04/24/90	55 FR 10786
NPRM	04/28/92	57 FR 17859
NPRM Comment Period End	07/13/92	
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: ABSTRACT CONT:

Sixteen letters of comment were received from several different sources in response to the proposed rule. These comments are being reviewed by the NRC as it begins to develop the final amendments to the NRC's licensing regulations pertaining to the export and import of radioactive waste.

Agency Contact: Ronald D. Hauber, Nuclear Regulatory Commission, Office

of International Programs, Washington, DC 20555, **301 415-2344**

RIN: 3150-AD36

4991. DISCRIMINATION ON THE BASIS OF SEX

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 002; 10 CFR 019

Legal Deadline: None

Abstract: The final rule would amend the Commission's regulations dealing with discrimination against persons who, on the grounds of sex, are excluded from participation in, denied the benefits of, or subjected to discrimination under any program or activity licensed by the NRC. The Commission has decided that Section 401 of the Energy Reorganization Act, which prohibits sex discrimination, applies only to the Commission and does not apply to NRC licensees or applicants. Because this decision invalidates 10 CFR 19.32 and 10 CFR 2.111, action is being taken to amend these sections and to incorporate appropriate language to clarify that these sections do not apply to licensee employees.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: M. L. Au, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6181**

RIN: 3150-AD50

4992. FRACTURE TOUGHNESS REQUIREMENTS FOR LWR PRESSURE VESSELS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations concerning fracture toughness requirements to resolve issues that have resulted from technological improvements and from other factors. The "Pressurized Thermal Shock (PTS) rule" (10 CFR 50.61), was modified in 1991 to be consistent with the

embrittlement correlations given in Regulatory Guide 1.99, Revision 2. However, the need for further clarifications to the PTS rule has been identified.

Appendix G to 10 CFR Part 50 provides fracture toughness requirements for ferritic materials of pressure-retaining components of the reactor coolant boundary of light-water nuclear power reactors.

Appendix H to 10 CFR Part 50 contains requirements for RPV material surveillance programs that are intended to monitor fracture toughness property changes in RPV materials due to irradiation embrittlement.

The proposed rule entitled, "Thermal Annealing of the Reactor Pressure Vessel," (RIN 3150-AE45) has been combined with this proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	10/04/94	59 FR 50513
NPRM Comment Period End	01/03/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Al Taboada, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6014**

RIN: 3150-AD57

4993. LICENSE RENEWAL FOR NUCLEAR POWER PLANTS; SCOPE OF ENVIRONMENTAL EFFECTS

Legal Authority: 42 USC 2201; 42 USC 5841; 42 USC 5842

CFR Citation: 10 CFR 051

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to establish new requirements for environmental review of applications for renewal of nuclear power plant operating licenses. The proposed rule would define the number and scope of environmental issues which would need to be addressed as part of a license renewal application.

Timetable:

Action	Date	FR Cite
ANPRM	07/23/90	55 FR 29964
ANPRM Comment Period End	10/22/90	

NRC

Final Rule Stage

Action	Date	FR Cite
NPRM	09/17/91	56 FR 47016
NPRM Comment	03/16/92	
Period End		
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Donald P. Cleary,
Nuclear Regulatory Commission, Office
of Nuclear Regulatory Research,
Washington, DC 20555, **301 415-6263**

RIN: 3150-AD63

4994. RADIOLOGICAL CRITERIA FOR DECOMMISSIONING OF NUCLEAR FACILITIES

Priority: Regulatory Plan

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 020; 10 CFR 030; 10 CFR 040; 10 CFR 050; 10 CFR 051; 10 CFR 070; 10 CFR 072

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to codify the basic principles and radiological criteria which would allow decommissioned lands and structures to be released for unrestricted public use. In the final rule entitled, "General Requirements for Decommissioning Nuclear Facilities" (June 27, 1988; 53 FR 24018), the need and urgency for guidance with respect to residual contamination criteria was expressed. At that time, it was anticipated that an interagency working group organized by the Environmental Protection Agency would develop necessary Federal guidance. However, in the absence of significant progress by the interagency working group, the Commission has directed that the NRC expedite rulemaking because the requirements, once final, will provide licensees with an incentive to complete site decommissioning.

The proposed rule would establish basic radiological criteria for release of lands and structures. Measurables, in the form of surface and volume radioactive concentrations and site radioactivity inventory values, would be provided in supporting regulatory guidance. These combined activities should benefit the public, industry, and the NRC providing a risk-based framework upon which decommissioning activities and license

terminations can be accomplished. The framework will ensure adequate protection of public health and safety and identify residual radioactivity criteria upon which licensees can confidently develop reasonable and responsible decommissioning plans.

Timetable:

Action	Date	FR Cite
NPRM	08/22/94	59 FR 43200
NPRM Comment	12/20/94	
Period End		
Final Action	07/00/95	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Agency Contact: Charleen Raddatz,
Nuclear Regulatory Commission, Office
of Nuclear Regulatory Research,
Washington, DC 20555, **301 415-6251**

RIN: 3150-AD65

4995. REQUIREMENTS CONCERNING THE ACCESSIBLE AIR GAP FOR GENERALLY LICENSED DEVICES

Legal Authority: 42 USC 2073; 42 USC 2093; 42 USC 2111; 42 USC 2232; 42 USC 2233; 42 USC 2273; 42 USC 5842

CFR Citation: 10 CFR 031; 10 CFR 032

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to prevent unnecessary radiation exposure to individuals resulting from the use of gauging devices containing radioactive sources. These devices are routinely used for measuring material density, level, weight, moisture, and thickness. The proposed rule would provide for additional regulatory control over devices with both an accessible air gap and radiation levels that exceed specified values.

Timetable:

Action	Date	FR Cite
NPRM	11/27/92	57 FR 56287
NPRM Comment	03/29/93	
Period End		
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Stephen McGuire,
Nuclear Regulatory Commission, Office
of Nuclear Regulatory Research,
Washington, DC 20555, **301 415-6204**

RIN: 3150-AD82

4996. RADIOGRAPHY AND RADIATION SAFETY REQUIREMENTS FOR RADIOGRAPHIC OPERATIONS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 034

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations on licenses for radiography and radiation safety requirements for radiographic operations. The proposed rule would revise 10 CFR Part 34 to clarify the requirements in section 34.27 and conform Part 34 with the approach developed by the Conference of Radiation Control Program Directors, Inc. (Part E of the "Suggested State Regulations for Control of Radiation"), and the State of Texas in Part 31 of the Texas Regulations for Control of Radiation. Comments and suggestions from regulatory groups, users, and manufacturers will be considered in the overall revision. The NRC will also consult Canadian atomic energy control regulations that relate to radiography. The proposed rule is necessary because of frequent misinterpretations of the provisions of Part 34 and the need to clarify the requirements of 10 CFR 34.27. The staff is currently preparing an options paper which will examine the issues, set priorities, and provide direction for the proposed rulemaking. This proposed rule would also respond to a petition for rulemaking from International Union of Operating Engineers - Local No. 2 (PRM-34-4).

Timetable:

Action	Date	FR Cite
NPRM	02/28/94	59 FR 9429
NPRM Comment	05/31/94	
Period End		
Final Action	06/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Donald Nellis,
Nuclear Regulatory Commission, Office
of Nuclear Regulatory Research,
Washington, DC 20555, **301 415-6257**

RIN: 3150-AE07

4997. EMERGENCY PLANNING FOR INDEPENDENT SPENT FUEL STORAGE FACILITIES (ISFSI) AND MONITORED RETRIEVABLE STORAGE FACILITIES (MRS)

Legal Authority: 42 USC 2201; 42 USC 5841

NRC

Final Rule Stage

CFR Citation: 10 CFR 072**Legal Deadline:** None

Abstract: The proposed rule would amend the Commission's regulations to provide, as directed by the Nuclear Waste Policy Act of 1982, for the emergency planning licensing requirements for Independent Spent Fuel Storage Facilities and Monitored Retrievable Storage Facilities.

Timetable:

Action	Date	FR Cite
NPRM	05/24/93	58 FR 29795
NPRM Comment Period End	11/09/93	58 FR 45463
Final Action	07/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Michael T. Jamgochian, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6534**

RIN: 3150-AE17**4998. CLARIFICATION OF ASSESSMENT REQUIREMENTS FOR SITING CRITERIA AND PERFORMANCE OBJECTIVES****Legal Authority:** 42 USC 10101**CFR Citation:** 10 CFR 060**Legal Deadline:** None

Abstract: The proposed rule would amend the Commission's regulations concerning regulatory requirements for licensing of high-level waste geologic repositories. The relationship described in Section 60.21 of the siting criteria in Section 60.122 (defined in terms of potentially adverse and favorable conditions) and the performance objectives in Sections 60.112 and 60.113 has been the subject of conflicting interpretations. The proposed rule would resolve the problem of conflicting interpretations of the terms "adequately investigated" and "adequately evaluated" which are used with reference to the potentially adverse conditions in Section 60.122. In addition, the proposed rule would resolve the conflicting interpretations of the relationship of performance assessment and potentially adverse conditions. (cont)

Timetable:

Action	Date	FR Cite
NPRM	07/09/93	58 FR 36902

Action	Date	FR Cite
NPRM Comment Period End	10/07/93	
Final Action	04/00/95	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** ABSTRACT CONT:

The proposed rule would also revise Sections 60.21 and 60.122 by removing the analysis requirements from Section 60.122 and placing them in Section 60.21. This would be consistent with other technical aspects of 10 CFR Part 60. These sections would also be revised to clarify that siting criteria must be appropriately considered in the compliance demonstration for the performance objectives of Sections 60.112 and 60.113. Separate acceptability assessments for individual potentially adverse conditions are not required.

Agency Contact: Mark Delligatti, Nuclear Regulatory Commission, Office of Nuclear Material Safety and Safeguards, Washington, DC 20555, **301 415-6620**

RIN: 3150-AE40**4999. CRITERIA FOR THE RELEASE OF PATIENTS ADMINISTERED RADIOACTIVE MATERIAL****Legal Authority:** 42 USC 2201; 42 USC 5841**CFR Citation:** 10 CFR 020; 10 CFR 035**Legal Deadline:** None

Abstract: The proposed rule would amend the Commission's regulations to revise the patient release criteria contained in 10 CFR 35.75, and the applicability of the dose limits for members of the public in 10 CFR 20.1301.

The Commission has received three petitions for rulemaking, PRM-20-20, PRM-35-10, and PRM-35-11 to amend its regulations regarding radiation exposure that individuals may receive from patients who have been medically administered radioactive materials, and the criteria under which this patient may be released from confinement. The petitioners believe that the current requirements of Parts 20 and 35 would cause patients to be confined unnecessarily beyond the time needed for medical reasons.

Timetable:

Action	Date	FR Cite
NPRM	06/15/94	59 FR 30724
NPRM Comment Period End	08/29/94	59 FR 30724
Final Action	06/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Stewart Schneider, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6225**

RIN: 3150-AE41**5000. INTERIM STORAGE OF SPENT FUEL IN AN INDEPENDENT SPENT FUEL STORAGE INSTALLATION; SITE-SPECIFIC LICENSE TO A QUALIFIED APPLICANT****Legal Authority:** 42 USC 2201; 42 USC 5841**CFR Citation:** 10 CFR 002; 10 CFR 072**Legal Deadline:** None

Abstract: The proposed rule would amend the Commission's procedures under which the Director of Nuclear Material Safety and Safeguards can issue a site-specific license to a qualified applicant for the interim storage of spent fuel in an independent spent fuel storage installation (ISFSI) following satisfactory completion of NRC safety and environmental reviews and after any public hearing on the application. The proposed rule is administrative in nature and would eliminate the need for express Commission authorization for each ISFSI license, but would not affect the scope of NRC review of an ISFSI license application or change the present opportunity for public hearing provided for in the NRC's rules of practice.

Timetable:

Action	Date	FR Cite
NPRM	06/03/93	58 FR 31478
NPRM Comment Period End	10/01/93	58 FR 48004
Final Action	04/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: C. William Reamer, Nuclear Regulatory Commission, Office of the General Counsel, Washington, DC 20555, **301 415-1640**

RIN: 3150-AE64

NRC

Final Rule Stage

5001. RADIATION PROTECTION REQUIREMENTS; AMENDED DEFINITIONS AND CRITERIA

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 019; 10 CFR 020

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations by (1) deleting the term "Controlled area," to make it clear that any area to which access is restricted for the purpose of radiological protection is a restricted area as defined in the regulation, (2) revising the definition of "Occupational dose" to delete reference to the "restricted area," (3) revising the definition of unrestricted area to be consistent with the deletion of controlled area, (4) revising the provision in 10 CFR Part 19 entitled, "Instruction to Workers," so that radiation protection training will be provided to all persons with the potential to be occupationally exposed, and (5) restore a provision to 10 CFR Part 20 to provide that whenever licensees are required to report exposures of individual members of the public to the NRC, then those individuals are to receive copies of the report.

Timetable:

Action	Date	FR Cite
NPRM	02/03/94	59 FR 5132
NPRM Comment Period End	04/04/94	
Final Action	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Alan K. Rocklein, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6220**

RIN: 3150-AE80

5002. CLARIFICATION OF DECOMMISSIONING FUNDING REQUIREMENTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 030; 10 CFR 040; 10 CFR 070; 10 CFR 072

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations for nonreactor licensees on the expiration and termination of licensees.

These amendments are intended to clarify that financial assurance must be in place and updated when the licensee decides to cease operation and begin decommissioning. These amendments would explicitly describe the implementation and timing requirements for licensees who have been in timely renewal since the promulgation of the 1988 decommissioning funding rules and for licensees who cease operations without adequate funding arrangement in place.

Timetable:

Action	Date	FR Cite
NPRM	06/22/94	59 FR 32138
NPRM Comment Period End	09/20/94	
Final Action	04/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Carl Feldman, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6194**

RIN: 3150-AE95

5003. SHUTDOWN AND LOW-POWER OPERATIONS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 50

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations by adding regulatory requirements for shutdown and low power operations of commercial nuclear power stations. Specific operational areas addressed by the proposed rule include: 1) outage planning and control; 2) availability of equipment needed for key safety functions; 3) decay heat removal capability during a fire; and 4) water level indication in pressurized water reactors when in reduced inventory.

Timetable:

Action	Date	FR Cite
NPRM	10/19/94	59 FR 52707
NPRM Comment Period End	01/03/95	
Final Action	08/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Kalman, Nuclear Regulatory Commission, Office

of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-1308**

RIN: 3150-AE97

5004. PROCUREMENT OF COMMERCIAL GRADE ITEMS BY NUCLEAR POWER PLANT LICENSEES

Priority: Regulatory Plan

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 021

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to include a generic process for dedication of commercial grade items for safety-related use and to clarify that the entity performing the dedication of a commercial grade item is responsible for discovering, evaluating, and reporting deficiencies as required by NRC regulations. The proposed rule has been developed in response to a petition for rulemaking (PRM-21-02) submitted by the Nuclear Management and Resources Council (NUMARC) requesting that the Commission amend 10 CFR Part 21 in certain respects related to commercial grade items and their dedication for use in safety-related applications. The proposed amendments would improve the efficiency and effectiveness of the current commercial grade item dedication process.

Timetable:

Action	Date	FR Cite
NPRM	10/24/94	59 FR 53372
NPRM Comment Period End	01/09/95	
Final Action	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: M. L. Au, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6181**

RIN: 3150-AF01

5005. NUCLEAR POWER PLANT LICENSE RENEWAL; PROPOSED REVISIONS

Priority: Regulatory Plan

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 54

Legal Deadline: None

NRC

Final Rule Stage

Abstract: The proposed rule would amend the Commission's regulations to change the requirements that an applicant for renewal of a nuclear power operating license must meet. The proposed rule would clarify the required information that must be submitted to the NRC for review so that the agency can determine whether those requirements have in fact been met, and change the administrative requirements that a holder of a renewed license must meet. The proposed amendment is intended to provide a more stable and predictable process for license renewal, in part, through allowing greater credit for existing licensee programs and activities, including the maintenance rule, that adequately manage the adverse effects of aging. The establishment of a stable and predictable regulatory environment for license renewal is considered to be essential by nuclear industry representatives because decisions made about license renewal, before the current operating license expires, can have significant economic benefits and, if necessary, allow for the timely planning for replacement power.

Timetable:

Action	Date	FR Cite
NPRM	09/09/94	59 FR 46574
NPRM Comment Period End	12/08/94	
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dave Nelson, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-1053**

RIN: 3150-AF05

5006. TECHNICAL SPECIFICATIONS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 50

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to incorporate criteria for better defining the content of technical specifications. The four criteria were defined in the Final Policy Statement on Technical Specifications Improvements for Nuclear Power Reactors published on July 23, 1993 (58 FR 39132). In the Staff Requirements Memorandum associated with the issuance of the

policy statement, the Commission directed the staff to prepare a rulemaking package to codify the four criteria.

Timetable:

Action	Date	FR Cite
NPRM	09/20/94	59 FR 48180
NPRM Comment Period End	12/05/94	
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William D. Reckley, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-1314**

RIN: 3150-AF06

5007. TERMINATION OR TRANSFER OF LICENSED ACTIVITIES: RECORDKEEPING REQUIREMENTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 30; 10 CFR 40; 10 CFR 70; 10 CFR 72

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations pertaining to the disposition of certain records when a licensee terminates licensed activities or licensed activities are transferred to another licensee. The proposed rule would require a licensee to transfer records necessary to evaluate offsite consequences and to decommission the facility effectively to the new licensee if licensed activities will continue at the same location and to forward records, such as waste disposal and dose records, to the NRC once the license is terminated.

Timetable:

Action	Date	FR Cite
NPRM	12/28/94	59 FR 66814
NPRM Comment Period End	03/28/95	
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mary L. Thomas, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6230**

RIN: 3150-AF17

5008. • NRC LICENSEE RENEWAL/REINVESTIGATION PROGRAM

Legal Authority: 42 USC 2201; 42 USC 5841; 42 USC 2165; 31 USC 483a; 31 USC 9701; 50 USC 401

CFR Citation: 10 CFR 011; 10 CFR 025

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to eliminate the five year expiration date for licensee "U" and "R" special nuclear material access authorizations and "Q" and "L" access authorizations. The licensee would only submit NRC renewal application paperwork for an individual who has not been reinvestigated by the Department of Energy or another Federal agency within the five-seven year span permitted in the regulations. The proposed rule would reduce paperwork and cut red tape in a manner consistent with National Performance Review Initiatives.

Timetable:

Action	Date	FR Cite
NPRM	12/28/94	59 FR 36812
NPRM Comment Period End	01/27/95	
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James J. Dunleavy, Nuclear Regulatory Commission, Office of Administration, Washington, DC 20555, **301 415-7404**

RIN: 3150-AF21

5009. • PHYSICAL SECURITY PLAN FORMAT CHANGES

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 050; 10 CFR 070

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations to remove an unnecessary security plan format requirement. This action allows applicants for power reactor and fuel cycle licenses to submit their physical security plans in a format that would provide for a quicker and more efficient review.

Timetable:

Action	Date	FR Cite
Final Action	04/00/95	

NRC

Final Rule Stage

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Carrie Brown,
 Nuclear Regulatory Commission, Office

of Nuclear Material Safety and
 Safeguards, Washington DC 20555, **301**
415-8092
RIN: 3150-AF27

NUCLEAR REGULATORY COMMISSION (NRC)

Completed/Longterm Actions

5010. LOW-LEVEL WASTE MANIFEST INFORMATION AND REPORTING

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 020; 10 CFR 061

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations by: (1) improving information contained in manifests accompanying shipments of waste to low-level waste (LLW) disposal facilities licensed under Part 61; (2) developing a uniform manifest for national use; (3) requiring that operators of these disposal facilities store manifest information in electronic recordkeeping systems; and (4) require that operators be capable of submitting on a computer-readable medium, reports of shipment manifest information.

Timetable:

Action	Date	FR Cite
NPRM	04/21/92	57 FR 14500
NPRM Comment Period End	07/20/92	
Final Action	03/27/95	60 FR 15649
Final Action Effective	03/01/98	60 FR 15649

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: The rulemaking, through development of a uniform manifest, will improve safe and expeditious movement of LLW from generators through processors or collectors to disposal facilities. Emergency accident procedures would be enhanced through use of a single uniform manifest. The NRC does not expect that the rulemaking will increase disposal costs.

Agency Contact: Mark Haisfield,
 Nuclear Regulatory Commission, Office
 of Nuclear Regulatory Research,
 Washington, DC 20555, **301 415-6196**

RIN: 3150-AD33

5011. PREPARATION, TRANSFER FOR COMMERCIAL DISTRIBUTION, AND USE OF BYPRODUCT MATERIAL FOR MEDICAL USE

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 035

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations related to the compounding of radiopharmaceuticals, the use of biologics containing byproduct material, and the medical research uses of radiopharmaceuticals. This rulemaking addresses a petition for rulemaking from the American College of Nuclear Physicians and the Society of Nuclear Medicine (PRM-35-9).

Timetable:

Action	Date	FR Cite
Final Action	12/02/94	59 FR 61767

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Anthony Tse, Nuclear
 Regulatory Commission, Office of
 Nuclear Regulatory Research,
 Washington, DC 20555, **301 415-6233**

RIN: 3150-AD69

5012. PHYSICAL PROTECTION OF SPECIAL NUCLEAR MATERIAL IN TRANSIT

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 073

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations for the transport of Category I materials to provide a level of protection for these materials while in transit comparable to that provided by the U.S. Department of Energy. The NRC staff has determined that this rulemaking would not be a cost-effective use of NRC resources. There are currently no Category SNM Transportation licensees.

In the event an applicant comes forth desiring a license to transport such material, the NRC staff intends to impose requirements through license conditions that may go beyond the requirements of 10 CFR 73.25 and 73.26.

Timetable:

Action	Date	FR Cite
Withdrawn	12/30/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Priscilla A. Dwyer,
 Nuclear Regulatory Commission, Office
 of Nuclear Material Safety and
 Safeguards, Washington, DC 20555, **301**
415-8110

RIN: 3150-AE02

5013. NOTIFICATION OF INCIDENTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 072

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations to revise licensee reporting requirements regarding the notification of events related to radiation safety at Independent Spent Fuel Storage Installations and a Monitored Retrievable Storage Installation.

Timetable:

Action	Date	FR Cite
Final Action	12/14/94	59 FR 64283
Final Action Effective	01/13/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Naiem S. Tanious,
 Nuclear Regulatory Commission, Office
 of Nuclear Regulatory Research,
 Washington, DC 20555, **301 415-6013**

RIN: 3150-AE37

NRC

Completed/Longterm Actions

5014. THERMAL ANNEALING OF THE REACTOR PRESSURE VESSEL

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The proposed rule would amend the Commission's regulations to define and clarify the requirements on thermal annealing of reactor vessels to mitigating neutron irradiation embrittlement. This proposed rule has been incorporated into the proposed rule entitled, "Fracture Toughness Requirements for Low Pressure Vessels." (RIN 3150-AD57)

Timetable:

Action	Date	FR Cite
Incorporated into RIN 3150-AD57	12/02/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Al Taboada, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6014**

RIN: 3150-AE45

5015. CONSIDERATION OF THE POSSIBLE EFFECTS OF POWER REACTOR OWNERSHIP ARRANGEMENTS ON SAFETY

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 050

Legal Deadline: None

Abstract: The advance notice of proposed rulemaking would consider the need for amending the NRC's regulations to require power reactor licensees to either: (1) guarantee any unfunded decommissioning liability with a surety bond letter of credit, or other guarantee method currently allowed in 10 CFR 50.75(e)(1)(iii); (2) provide for a financial test guarantee mechanism similar to the one contained in 10 CFR Part 30, Appendix A; or (3) provide a certification to the NRC from the licensee's rate-making authority that it will allow unfunded decommissioning obligations to be collected in rates, notwithstanding the operating status of the facility. The Commission has determined that this notice is unnecessary and is withdrawing this ANPRM.

Timetable:

Action	Date	FR Cite
Withdrawn	12/30/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert S. Wood, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-1255**

RIN: 3150-AE48

5016. NRC FEE POLICY

Legal Authority: 42 USC 2214

CFR Citation: 10 CFR 170; 10 CFR 171

Legal Deadline: None

Abstract: The advance notice of proposed rulemaking (ANPRM) was published to request public comment on changes to NRC's fee policy and associated legislation. This action responds to the requirements of the Energy Policy Act of 1992 that the NRC review its policy for assessment of annual fees, solicit public comment on the need for changes to this policy, and recommend to the Congress the changes in existing law that the NRC finds are needed to prevent the placement of an unfair burden on NRC licensees. The Fee Policy Review (SECY-93-342) was submitted to the Commission on December 14, 1993. The report on NRC's fee policy was sent to Congress by the Commission on February 23, 1994. A proposed rule is not needed at this time. If after reviewing NRC's fee policy Congress believes that it is necessary for the NRC to create a proposed rule to obtain public comment, then the NRC will issue a proposed rule at that time.

Timetable:

Action	Date	FR Cite
Withdrawn	02/23/94	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: ABSTRACT CONT: create a proposed rule to obtain public comment, then the NRC's fee policy to Congress completes action on this ANPRM.

Agency Contact: C. James Holloway, Jr., Nuclear Regulatory Commission, Office of the Controller, Washington, DC 20555, **301 415-6213**

RIN: 3150-AE54

5017. STATEMENT OF ORGANIZATION AND GENERAL INFORMATION; MINOR AMENDMENTS

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 001

Legal Deadline: None

Abstract: The Nuclear Regulatory Commission is amending its regulations to reflect the completion of the NRC Headquarters consolidation effort, the merger of the Office of Administration and the Office of Consolidation, the reconstitution of the Office of the Licensing Support System Administrator as an organizational unit of the Office of Information Resources Management and the transfer of the responsibility for administering the Licensing Support System from the Commission staff to the Office of the Executive Director for Operations.

Timetable:

Action	Date	FR Cite
Final Action	12/12/94	59 FR 63881

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Alzonja Shepard, Nuclear Regulatory Commission, Office of Administration, Washington, DC 20555, **301 415-6864**

RIN: 3150-AE86

5018. LIST OF APPROVED SPENT FUEL STORAGE CASKS: ADDITION

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 72

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations to add the Standardized NUHOMS Horizontal Modular Storage System to the List of Approved Spent Fuel Storage Casks. This amendment allows the holders of power reactor operating licenses to store spent fuel in this approved cask under a general license.

Timetable:

Action	Date	FR Cite
NPRM Comment Period Extended	08/29/94	59 FR 44381
NPRM Comment Period End	09/30/94	
Final Action	12/22/94	59 FR 65898
Final Action Effective	01/23/95	

Small Entities Affected: None

NRC

Completed/Longterm Actions

Government Levels Affected: None

Agency Contact: Gordon Gundersen, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6195**

RIN: 3150-AF02

5019. FREQUENCY OF MEDICAL EXAMINATIONS FOR USE OF RESPIRATORY PROTECTION EQUIPMENT

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 20

Legal Deadline: None

Abstract: The Nuclear Regulatory Commission is amending its regulations concerning the frequency at which medical fitness determinations are required to ensure the safe use of respiratory protection equipment. The final rule requires determination by a physician prior to initial fitting of respirators and either every 12 months thereafter or periodically at a frequency determined by a physician, that the individual user is medically fit to use the respiratory protection equipment. The final rule reduces the burden on licensees without adversely impacting public health and safety.

Timetable:

Action	Date	FR Cite
Final Action	02/10/95	60 FR 7900
Final Action Effective	03/13/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Alan K. Roecklein, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6223**

RIN: 3150-AF08

5020. TEMPORARY ACCESS TO SAFEGUARDS INFORMATION

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 73

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations regarding requirements for criminal history checks of individuals granted access to safeguards information. The final rule is a minor procedural change that corrects a defect in the rule that limits the Commission's authority to waive

certain requirements and allow temporary access to safeguards information pending completion of criminal history checks.

Timetable:

Action	Date	FR Cite
Final Action	07/29/94	59 FR 38553
Final Action Effective	08/29/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy E. Ervin, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-2946**

RIN: 3150-AF09

5021. TEMPORARY CLEARANCES FOR SECURITY PERSONNEL

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 073

Legal Deadline: None

Abstract: The final rule would amend the Commission's regulations by eliminating the restriction that prevents licensees from granting temporary access authorization for all workers to safeguards information. This rule has been incorporated into the final rule entitled, "Temporary Access to Safeguards Information." (RIN 3150-AF09)

Timetable:

Action	Date	FR Cite
Incorporated into RIN	07/29/94	
3150-AF09		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Ervin, Nuclear Regulatory Commission, Office of Nuclear Reactor Regulation, Washington, DC 20555, **301 415-2946**

RIN: 3150-AF14

5022. • REDUCTION OF REPORTING REQUIREMENTS IMPOSED ON NRC LICENSEES

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 050; 10 CFR 055; 10 CFR 073

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations to reduce reporting requirements currently

imposed on water-cooled nuclear power reactor, research and test reactor, and nuclear material licensees. This action will reduce the regulatory burden on NRC licensees.

Timetable:

Action	Date	FR Cite
NPRM	11/02/94	59 FR 54843
NPRM Comment Period End	12/19/94	
Final Action	03/14/95	60 FR 13615
Final Action Effective	04/13/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Naïem S. Tanious, Nuclear Regulatory Commission, Office of Nuclear Regulatory Research, Washington, DC 20555, **301 415-6103**

RIN: 3150-AF18

5023. • NRC LIBRARY; ADDRESS CHANGE

Legal Authority: 42 USC 2201; 42 USC 5841

CFR Citation: 10 CFR 034; 10 CFR 035; 10 CFR 050; 10 CFR 073; 10 CFR 110

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations regarding the availability of material approved for incorporation by reference to make a needed change to the address provided for the NRC Library.

Timetable:

Action	Date	FR Cite
Final Action	10/05/94	59 FR 50688
Final Action Effective	10/05/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Michael T. Lesar, Nuclear Regulatory Commission, Office of Administration, Washington, DC 20555, **301 415-7163**

RIN: 3150-AF19

5024. • NRC SIZE STANDARDS; PROPOSED REVISION

Legal Authority: 42 USC 2284; 42 USC 5841

CFR Citation: 10 CFR 002

Legal Deadline: None

Abstract: The final rule amends the Commission's regulations regarding size standards that apply to whether an NRC licensee would qualify as a "small

NRC

Completed/Longterm Actions

entity” under the Regulatory Flexibility Act. The final rule establishes a separate standard to be used to determine whether a licensee who is a manufacturer would qualify as a small entity and would adjust the receipts-based standard to account for the effects of inflation since 1985.

Timetable:

Action	Date	FR Cite
NPRM	11/30/94	59 FR 61293
NPRM Comment Period End	12/30/94	
Final Action	04/11/95	60 FR 18344
Final Action Effective	05/11/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Michael T. Lesar, Nuclear Regulatory Commission, Office of Administration, Washington, DC 20555, 301 415-7163

RIN: 3150-AF24

5025. • CHANGE IN ORGANIZATIONAL TITLE AND TELEPHONE NUMBERS

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 002

Legal Deadline: None

Abstract: The final rule amends the Commission’s regulations regarding petitions for rulemaking to make a needed change to indicate the current title of the organization within the NRC which a prospective petitioner may seek consultation before filing a petition for rulemaking. This amendment also supplies the current telephone numbers for a prospective petitioner to contact the NRC before filing a petition for rulemaking.

Timetable:

Action	Date	FR Cite
Final Action	11/25/94	59 FR 60551
Final Action Effective	11/25/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Michael T. Lesar, Nuclear Regulatory Commission, Office of Administration, Washington, DC 20555, 301 415-7163

RIN: 3150-AF25

5026. • REQUIREMENT TO REPORT TRANSFERS OF DEVICES TO GENERALLY LICENSED PERSONS

Legal Authority: 42 USC 2201; 42 USC 2231; 42 USC 2241; 42 USC 2282

CFR Citation: 10 CFR 032

Legal Deadline: None

Abstract: The final rule amends the Commission’s regulations governing the reporting of transfers of devices to generally licensed persons. The final rule would relieve initial distributors of the devices from their requirement to provide copies of the transfer reports to each appropriate NRC regional office. Because the reports are already sent to NRC Headquarters, it is not necessary for each regional office to receive copies. The final rule reduces the administrative burden on the initial distributors.

Timetable:

Action	Date	FR Cite
Final Action Effective	12/31/94	
Final Action	01/19/95	60 FR 3735

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John Lubinski, Nuclear Regulatory Commission, Office of Nuclear Material Safety and Safeguards, Washington, DC 20555, 301 415-7868

RIN: 3150-AF26

[FR Doc. 95-5217 Filed 05-05-95; 8:45 am]

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